

## Interview Summary

Application No.  
**09/027,089**

Applicant(s)

**Portugal**

Examiner

**Jehanne Souaya**

Group Art Unit

**1655**



All participants (applicant, applicant's representative, PTO personnel):

(1) Jehanne Souaya

(3) \_\_\_\_\_

(2) Frank Portugal

(4) \_\_\_\_\_

Date of Interview Mar 7, 2001

Type: ☒ Telephonic ☐ Personal (copy is given to ☐ applicant ☐ applicant's representative).

Exhibit shown or demonstration conducted: ☐ Yes ☒ No. If yes, brief description:

Agreement ☐ was reached. ☒ was not reached.

*P* Claim(s) discussed: 19-25

Identification of prior art discussed:

*P* Brow et al., Dyson

Description of the general nature of what was agreed to if an agreement was reached, or any other comments:

The examiner informed applicant that a reference was found to corroborate the examiner's view point that manipulating hybridization and wash temperatures of an assay above and below the Tm of a probe were within the skill of the ordinary artisan at the time the invention was filed for the purposes of achieving maximum specificity and selectivity for a probe:target complex. The examiner stated that a new rejection would be made, incorporating this reference on the record, and that accordingly, the finality of the previous office action would be withdrawn.

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

1. ☒ It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph above has been checked to indicate to the contrary, A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a response to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW.

2. ☐ Since the Examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action. Applicant is not relieved from providing a separate record of the interview unless box 1 above is also checked.

Examiner Note: You must sign and stamp this form unless it is an attachment to a signed Office action.